

**GOVERNMENT OF ANDHRA PRADESH**

**ABSTRACT**

Public Services - A.P.Civil Services (Ex.Br) Rules, 1992 - Deputy Collectors - Fixation of seniority and declaration of probation of Probationary Deputy Collectors - 2007 under Notification No.21/03 and supplemental notification No.6/2004 under Group.I Services - Orders - Issued.

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**REVENUE (SER.I) DEPARTMENT**

**G.O.Ms.No. 370**

**Dated : 07.06.2012.**

**Read the following:-**

1. From the Hon'ble APAT in OA No.2214 of 2010 filed by Sri P.Ranjit Basha and Sri M.Hanumantha Rao, Prob.Deputy Collectors, interim orders dated 13.04.2010.
2. From the Hon'ble APAT in OA No.4942 of 2010 filed by Sri V.Venkateswarlu, Probationary Deputy Collector, interim orders dated 26.07.2010.
3. From the Spl.CS & Chief Commissioner of Land Administration, Hyderabad Lr.No. D1/25/2010-3, dated 11.05.2010.
4. Representation of Sri K.Venkata Ramana Reddy, Probationary Deputy Collector & two others, dated : 31.10.2011.
5. Govt.Memo.No.17778/Ser.I(1)/2010-5, dated 16.11.2011.
6. From the Spl.CS & Chief Commissioner of Land Administration, Hyderabad Lr.No. DD1/894/2009, dated 4.2.2012.
7. From the Spl.CS & Chief Commissioner of Land Administration, Hyderabad Lr.No. DD1/894/2009, dated 31.3.2012.
8. Orders of Hon'ble APAT in OA No.2214 of 2010 filed by Sri P. Ranjit Basha and Sri M.Hanumantha Rao, Prob.Deputy Collectors, dated : 24.04.2012.

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**ORDER :**

In the reference 1<sup>st</sup> read above, the Hon'ble APAT in its interim orders dated 13.4.2010 in OA No. 2214/2010 filed by Sri P.Ranjit Basha, RDO, Kadapa and Sri M.Hanumantha Rao, RDO, Siddipet have directed the respondents to pass orders on application filed by the applicants on 17.02.2010 within a period of two weeks.

2. The applicants of Sri P.Ranjit Basha and Sri M.Hanumantha Rao, Probationary Deputy Collectors have filed a representation before the Spl.CS & Chief Commissioner of Land Administration, dated 17.02.2010 stating that according to some judgments of Hon'ble APAT in OA Nos.11030/2008 and 11196/2008 pertaining to Transport Department the seniority list of Direct Recruits have to be drawn according to merit but not according to roster points and requested to fix-up the seniority of Direct Recruits of their batch basing on the merit obtained in Group.I examination conducted by the APPSC.

3. In the reference 2<sup>nd</sup> read above, the Hon'ble APAT have passed interim orders dated 26.07.2010 in OA No.4942/2010 filed by Sri V.Venkateswarlu, Probationary Deputy Collector, to consider the case of applicant to place his name as 1<sup>st</sup> BC-D category roster point in the Deputy Collectors select list for 2004 Direct Recruitment as per his Merit in view of the orders of the APEX court issued in Civil Appeal Nos. 4310-4311/2010 on 7.5.2010.

4. In the reference 4<sup>th</sup> read above, Sri K.Venkata Ramana Reddy, RDO, Jammalamadugu & others have filed a representation dated 31.10.2011 before the Government, with a request to declare the probation in the cadre of Deputy Collector as they have already completed 4 years and 9 months of service (2007 batch) and to fix up the inter-se-seniority between Direct Recruits and promotees. They have also requested to stop further promotions from the cadre of Deputy Collector to Special Grade Deputy Collector until finalization of inter-se-seniority list.

5. In the reference 5<sup>th</sup> read above, the Government have requested the Spl.CS & Chief Commissioner of Land Administration to take necessary action on the representation of Probationary Deputy Collectors' batch, 2007 for regularizing their services and probation as per Rules.

6. In the reference 6<sup>th</sup> read above, the Spl.CS & Chief Commissioner of Land Administration has furnished detailed report on regularization of the services and probation of Probationary Deputy Collectors of 2007 batch and stated that the names of the individual have been arranged in the order of seniority communicated by the APPSC in its Lr.No.1546/RS-29/2003, dated 7.2.2008 & Lr.No.254/RS-29/10, dated 14.6.2010 following the rule of reservation under Rule 22 of A.P.State and Subordinate Service Rules 1996 and as per G.R.33(b) of A.P.S & S.S. Rules, 1996. Since the seniority has not been finalized by the appointing authority by the Government and also requested to take a decision for preparing the seniority list of Direct Recruits as per merit list or roster wise keeping in view of the APAT orders and to issue necessary orders for commencement of probation subject to outcome of OAs pending before the Hon'ble APAT, Hyderabad.

7. While examining the proposal of the Spl.CS & Chief Commissioner of Land Administration, dated 4.2.2012 the Law Department have stated that as per the instructions issued in Cir.Memo.No.16/Ser.A/93-99 General Administration Department, dated 21.4.1999 the inter-se-seniority of Direct Recruits shall be as per the ranking assigned to them by the recruiting agency irrespective of their dates of appointment provided that they have all joined within the time allowed for them to join as per Rule 11 of A.P.State and Subordinate Service Rules. The seniority of Direct Recruits has to be fixed as per the merit but not as per roster points and there is no objection to fix the date of commencement of probation of direct recruits from the date of their joining duty as per Rule 16 of the General Rules.

8. When the matter was referred to General Administration (Ser.D) Department, they have stated that the persons appointed as per rules shall commence the probation from the date of joining or from such other date as may be specified by the appointing authority as stated in Rule 16 of A.P.State & Subordinate Service Rules/Special Rules governing the post and declaration shall be as per Rule 18 of the said rules. When two or more persons are appointed at a time, the seniority of such persons shall be determined as per rule 33(b) read with rule 36(i) of A.P.State & Subordinate Service Rules, 1996 and they have advised to examine the issue in view of the above rule position.

9. In the reference 7<sup>th</sup> read above, the Spl.CS & Chief Commissioner of Land Administration while enclosing the copy of judgment in OA No.1769/2012, dated 7.3.2012 filed by Sri N.Prabhakara Reddy, RDO, Vikarabad and (4) others, the Hon'ble A.P.Administrative Tribunal has passed interim orders that "the respondents to pass orders regarding the request of the applicants for declaration of their probation in the cadre of Deputy Collectors as per Rule 18(b)(ii) of A.P.State & Subordinate Service Rules within a period of four weeks from the date of receipt of a copy of the order."

10. In the reference 8<sup>th</sup> read above, the Hon'ble APAT have passed orders in OA No.2214/2010 dated 24.04.2012, *"directing the respondents to prepare the list of Deputy Collectors strictly on the basis of the merit list of APPSC and not in accordance with the roster points and pass orders within a period of 8 weeks from the date of receipt of copy this order."*

11. Government after careful examination of the matter and Keeping in view of the orders of Hon'ble A.P.A.T., Hyderabad and also on the proposal of

Spl.CS & Chief Commissioner of Land Administration, as per Rule 33(b) read with Rule 36(i) of A.P.State & Subordinate Service Rules, hereby order that the services of the following Probationary Deputy Collectors shall be regularized from the date of their joining the duty keeping in view their inter-se-merit and their seniority is fixed as per merit list furnished by the APPSC under Group.I Notification No.21/2003 and supplemental notification No.6/ 2004, subject to outcome of pending OAs in the Hon'ble A.P.Administrative Tribunal. The list of Probationary Deputy Collectors furnished by the APPSC as per merit vide Lr.No.420/RS-29/2011, dated 29.4.2011, is as follows :-

Sl.No.	Name of the candidate	Inter-se-seniority
1	Venugopal Reddy Matli	1
2	Vinay Krishna Reddy Turaga	2
3	Venkata Ramana Reddy Kadapala	3
4	Shiva Lingaiah Chettipally	4
5	Prabhakar Reddy Nakkala	5
6	Venkateswarlu Vasam	6
7	Hanumantha Rao Manthri Pragada	7
8	Ranjit Basha Panjari	8
9	Delli Rao Sanapathi	9
10	Amoy Kumar Dugyala	10
11	Madhavilatha Kumari	11
12	Christ Kishore Kumar Gujjaru	12
13	Gauthami Midde	13
14	Prasanthi Puppala	14
15	Hymavathi Katta	15
16	Vijaya Suneetha Mannela	16
17	Arun Babu Pemula	17
18	Sreenivasulu Kancham Reddy	18
19	Lavanya Veni Boddu	19
20	Siri Attada	20
21	Haritha Mundrathi	21
22	Bhargavi Sada	22

12. The Government hereby direct the Spl.CS & Chief Commissioner of Land Administration to declare the probation of the above Deputy Collectors duly following provisions under Rules 16 and 18 of A.P.State & Subordinate Service Rules, if all Probationary Deputy Collectors have completed un-interrupted services for more than 5 years from the date of their joining.

13. This order issues with the concurrence of Law Department vide their U.O.No.1800/H/2012, dated 20.03.2012 and General Administration (Ser.D) Department, vide their U.O.No.10773/Ser.D/2012, dated 21.04.2012.

14. The Spl.CS & Chief Commissioner of Land Administration shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ANIL CHANDRA PUNETHA  
PRL.SECRETARY TO GOVERNMENT

To  
The Spl.CS & Chief Commissioner of Land Administration, Hyderabad.  
Copy to :  
The Law (H) Department.  
The General Administration (Ser.D) Department.  
SF/SC.

// FORWARDED BY ORDER //

SECTION OFFICER